

SUMMARY REPORT DIGEST

CHICAGO POLICE DEPARTMENT

COMPLAINT LOG NO.
1078162

TYPE
INFO

DATE OF REPORT (Day-Mo.-Yr.)
15 APRIL 2016

INSTRUCTIONS: To be used in all cases that are to be classified as either **EXONERATED, UNFOUNDED, NOT SUSTAINED**, or in **SUSTAINED** cases where the Disciplinary Recommendation does not exceed **FIVE (5) DAYS SUSPENSION**. SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED. SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS ACCUSED.

TO: ☐ CHIEF ADMINISTRATOR,
INDEPENDENT POLICE REVIEW AUTHORITY

☒ CHIEF,
BUREAU OF INTERNAL AFFAIRS

FROM - INVESTIGATOR'S NAME
BOYLE, Patrick

RANK
Sgt.

STAR NO.
975

EMPLOYEE NO.

UNIT ASSIGN.
007

UNIT DETAILED
212

REFERENCE NOS. (LIST ALL RELATED C.L., C. B., I.R., INVENTORY NOS., ETC., PERTINENT TO THIS INVESTIGATION)
O.E.M.C. Event #1532708694

ADDRESS OF INCIDENT

DATE OF INCIDENT - TIME

BEAT OF INCIDENT

23 NOV 2015

1610

725

ACCUSED

NAME	RANK	STAR NO.	EMPLOYEE NO.	UNIT ASSIGN.	UNIT DETAILED
1. EVANS, Matthew	P.O.	5815		005	212
2. LAU Jr., Gerald	P.O.	5744		007	212
3. WOJTAN, Kenneth	P.O.	8548		005	212
SEX/RACE	D.O.B.	DATE OF APPOINTMENT	DUTY STATUS (TIME OF INCIDENT)		
1. M/W		27 AUG 2007	<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY	<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN	
2. M/W		27 AUG 2007	<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY	<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN	
3. M/W		13 DEC 1993	<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY	<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN	
IF APPLIES, DATE ARRESTED/INDICTED	CHARGES	COURT BRANCH	DISPOSITION & DATE		
1. DNA					
2. DNA					
3. DNA					

COMPLAINANT

NAME	ADDRESS**	CITY	STATE	TELEPHONE	SEX/RACE	D.O.B./AGE
						/68

VICTIMS

NAME	ADDRESS**	CITY	STATE	TELEPHONE	SEX/RACE	D.O.B./AGE

WITNESSES

NAME	ADDRESS**	CITY	STATE	TELEPHONE	SEX/RACE	D.O.B./AGE

☐ SEE ATTACHED SHEET FOR ADDITIONAL ACCUSED, COMPLAINANTS, VICTIMS, WITNESSES.

**IF CPD MEMBER, LIST RANK, STAR, EMPLOYEE NOS. IN ADDRESS, PAX/BELL IN TELEPHONE BOX.

ALLEGATIONS

The reporting complainant alleged that on 23 NOV 15 1610 hrs. at [REDACTED], the accused officers attempted to search her residence to locate her son without a warrant, and threatened her with arrest if she did not cooperate.

Briefly summarize the investigation describing your efforts to prove or disprove the allegation(s). Indicate whether witnesses or evidence support or do not support the allegation(s).
In sustained cases ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Complimentary History will be included as attachments.

R/S was assigned to investigate this complaint by Lt. Costello #195. R/S attempted to contact the complainant [REDACTED] by telephone and Certified Mail. The attempts to contact the complainant are delineated on Attachment 10 of this report. As of the date of this report, R/S has not been contacted by the complainant [REDACTED] regarding the letter R/S sent to her by Certified Mail. Due to the fact that the complainant did not respond, R/S has not had an opportunity to interview her to substantiate her complaint. Furthermore, R/S has not had an opportunity to obtain a signed Sworn Affidavit (Attachment 2).

In an effort to identify the Accused "MALE WHITES" officers, R/S reviewed the O.E.M.C. PCAD printout (Attachment 9a-c). R/S was assigned beat 4271 and received a request for supervisor to the complainant's address on the date of the incident. R/S recalled the incident in particular whereby the three officers listed as "Accused" on the reverse of this report were searching for the complainant's son. A review of the Unit 212 Attendance and Assignment record (Attachment 11) shows the three officers assigned together on Beat 4271C. Consequently, R/S has tentatively identified P.O. EVANS, Matthew #5815, P.O. LAU Jr., Gerald #5744, and P.O. WOJTAN, Kenneth #8548 as accused on the reverse of this report. Without an opportunity to interview the complainant, R/S is unable to determine whether or not any of the involved officers had displayed misconduct.

Due to the apparent lack of cooperation on behalf of the complainant, R/S has terminated this investigation.

SUMMARY

ATTACHMENTS

INVESTIGATIVE REPORTS-SUPPORTING ALLEGATION LIST ATTACHMENT NUMBERS:

11, 16

INVESTIGATIVE REPORTS-SUPPORTING ACCUSED MEMBER(S) LIST ATTACHMENT NUMBERS:

2,4,5,6,7,8,10

PHYSICAL EVIDENCE LIST ATTACHMENT NUMBERS:

1-8,9a,9b,9c,10-16

TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE:

16

FINDINGS - RECOMMENDATIONS

Summarize the findings and recommendations. Rule violations will be cited by number only. One overall recommendation for Disciplinary Action will be made by the investigator. The recommendation will be for ALL sustained findings; recommendations will NOT be made for each sustained allegation. Example: 1. Violation noted, no disciplinary action warranted. 2. That the accused member be reprimanded. 3. That the accused member be suspended for --- days (not to exceed 5 days).

ACCUSED:

1. P.O. EVANS, Matthew Star #5815 Employee [REDACTED]

ALLEGATION:

1. Attempted to search a residence without a warrant.
2. Threatened complainant with arrest if she did not cooperate.

FINDINGS:

RECOMMENDATIONS: None

No Affidavit

ACCUSED:

2. P.O. LAU Jr., Gerald Star #5744 Employee [REDACTED]

ALLEGATION:

1. Attempted to search a residence without a warrant.
2. Threatened complainant with arrest if she did not cooperate.

FINDINGS:

RECOMMENDATIONS: None

No Affidavit

ACCUSED:

3. P.O. WOJTAN, Kenneth Star #8548 Employee [REDACTED]

ALLEGATION:

1. Attempted to search a residence without a warrant.
2. Threatened complainant with arrest if she did not cooperate.

FINDINGS:

RECOMMENDATIONS: None

No Affidavit

DATE INITIATED (Date complaint was received for investigation)

17 DEC 2015

DATE COMPLETED (Date of this report)

15 APR 2015

ELAPSED TIME (Total time expressed in days)

120

Investigator will initiate the Command Channel Review form by completing the Investigator's Section.

INVESTIGATOR'S SIGNATURE

IF NECESSARY, USE AN 8 1/2 x 11" SHEET OF WHITE PAPER TO CONTINUE ANY ITEM.